

_____ BILL NO. _____

INTRODUCED BY _____
(Primary Sponsor)

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A CUSTOMER-GENERATOR TO BE REIMBURSED FOR REMAINING UNUSED KILOWATT-HOUR CREDITS ACCUMULATED DURING THE PREVIOUS 12 MONTHS; REQUIRING A DISTRIBUTION SERVICES PROVIDER TO COMPENSATE THE CUSTOMER-GENERATOR AT A RATE DETERMINED BY THE PUBLIC SERVICE COMMISSION; AMENDING SECTION 69-8-603, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 69-8-603, MCA, is amended to read:

"69-8-603. Net energy measurement calculation. Consistent with the other provisions of this part, the net energy measurement must be calculated in the following manner:

(1) The utility shall measure the net electricity produced or consumed during the billing period, in accordance with normal metering practices.

(2) If the electricity supplied by the electricity supplier exceeds the electricity generated by the customer-generator and fed back to the electricity supplier during the billing period, the customer-generator must be billed for the net electricity supplied by the electricity supplier, in accordance with normal metering practices.

(3) If electricity generated by the customer-generator exceeds the electricity supplied by the electricity supplier, the customer-generator must be:

(a) billed for the appropriate customer charges for that billing period, in accordance with 69-8-602; and

(b) credited for the excess kilowatt hours generated during the billing period, with this kilowatt-hour credit appearing on the bill for the following billing period.

(4) On January 1, April 1, July 1, or October 1 of each year, as designated by the customer-generator as the beginning date of a 12-month billing period, any remaining unused kilowatt-hour credit accumulated during the previous 12 months must be granted to the ~~electricity supplier, without any compensation to the~~ customer-generator.

(5) (a) The customer-generator must be compensated for any remaining kilowatt-hour credit accumulated during the previous 12 months at a rate to be determined by the commission.

(b) The customer-generator may choose to receive:

(i) monetary compensation; or

(ii) a credit to the customer-generator's account that is applied to subsequent billing periods."

NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 2009.

NEW SECTION. **Section 3. Applicability.** [This act] applies to kilowatt-hours generated on or after July 1, 2009.

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